

JN:LHE
F. #2020R00617

FILED

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK
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5:12 pm, Mar 22, 2021

U.S. DISTRICT COURT

EASTERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA

- against -

GELPYS JOEL PERALTA-GUTIERREZ,
also known as "Joel Peralta,"

I N D I C T M E N T

1:21-cr-00149(DG)(PK)

Cr. No. _____
(T. 18, U.S.C., §§ 981(a)(1)(C), 1349 and
3551 et seq.; T. 21, U.S.C., § 853(p); T.
28, U.S.C., § 2461(c))

Defendant.

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THE GRAND JURY CHARGES:

WIRE FRAUD CONSPIRACY

1. In or about and between June 2020 and August 2020, both dates being approximate and inclusive, within the Eastern District of New York and elsewhere, the defendant GELPYS JOEL PERALTA-GUTIERREZ, also known as "Joel Peralta," together with others, did knowingly and intentionally conspire to devise a scheme and artifice to defraud the United States Small Business Administration (the "SBA"), and to obtain money and property from the SBA by means of one or more materially false and fraudulent pretenses, representations and promises, and for the purpose of executing such scheme and artifice, did transmit and cause to be transmitted by means of wire communication in interstate commerce, writings, signs, signals, pictures and sounds, contrary to Title 18, United States Code, Section 1343.

(Title 18, United States Code, Sections 1349 and 3551 et seq.)

CRIMINAL FORFEITURE ALLEGATION

2. The United States hereby gives notice to the defendant that, upon his conviction of the offense charged herein, the government will seek forfeiture in accordance with Title 18, United States Code, Section 981(a)(1)(C) and Title 28, United States Code, Section 2461(c), which require any person convicted of such offense to forfeit any property, real or personal, constituting, or derived from, proceeds obtained directly or indirectly as a result of such offense.

3. If any of the above-described forfeitable property, as a result of any act or omission of the defendant:

- (a) cannot be located upon the exercise of due diligence;
- (b) has been transferred or sold to, or deposited with, a third party;
- (c) has been placed beyond the jurisdiction of the court;
- (d) has been substantially diminished in value; or
- (e) has been commingled with other property which cannot be divided

without difficulty;

it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p), to

seek forfeiture of any other property of the defendant up to the value of the forfeitable property described in this forfeiture allegation.

(Title 18, United States Code, Section 981(a)(1)(C); Title 21, United States Code, Section 853(p); Title 28, United States Code, Section 2461(c))

A TRUE BILL



FOREPERSON



MARK J. LESKO
ACTING UNITED STATES ATTORNEY
EASTERN DISTRICT OF NEW YORK

UNITED STATES DISTRICT COURT

EASTERN *District of* NEW YORK

CRIMINAL DIVISION

THE UNITED STATES OF AMERICA

vs.

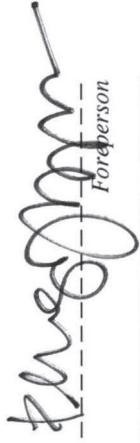
GELPY'S JOEL PERALTA-GUTIERREZ, also known as "Joel Peralta,"

Defendant.

INDICTMENT

(T. 18, U.S.C., §§ 981(a)(1)(C), 1349 and 3551 et seq.; T. 21, U.S.C., § 853(p); T. 28, U.S.C., § 2461(c))

A true bill.



For person

Filed in open court this _____ day,

of _____ A.D. 20 _____

Clerk

Bail, \$ _____

Lauren Howard Elbert, Assistant U.S. Attorney (718) 254-7577